

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**THOMAS P. ALLEN,**

**Plaintiff,**

**-against-**

**CITIGROUP GLOBAL MARKET  
HOLDINGS INC.,**

**Defendant.**

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DATE FILED: 7/19/2022

**21-cv-2387 (ALC)**

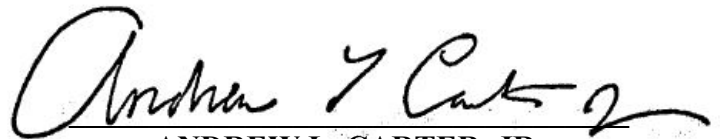
**ORDER**

**ANDREW L. CARTER, United States District Judge:**

In light of the Court's recent opinions in *Jacobson v. Citigroup Glob. Mkt. Holdings Inc.*, No. 21-cv-2384 (ALC), 2022 WL 268792, (S.D.N.Y. Jan. 28, 2022) and *Zellner v. Citigroup Glob. Mkt. Holdings Inc.*, No. 21-CV-2413 (ALC), 2022 WL 126002 (S.D.N.Y. Jan. 13, 2022), both of which involves on similar facts and claims as the instant action, Defendant's motion is hereby **DENIED**. The parties are directed to write to the Court with a proposed expedited briefing schedule for a motion to dismiss for failure to state a claim pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. The Clerk of the Court is respectfully directed to terminate ECF No. 16.

**SO ORDERED.**

**Dated: July 19, 2022  
New York, New York**



**ANDREW L. CARTER, JR.  
United States District Judge**